

ORIGINAL

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EX PARTE OR LATE FILED

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OCT 14 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY



October 14, 1999

Ms. Magalie R. Salas
Secretary
Federal Communications Commission
445 12th Street S.W.
TW-A325 - 12th Street Lobby
Washington, D.C. 20554


Re: CC Docket No. 99-295, "Application by Bell Atlantic for Authorization Under Section 271 of the Communications Act to Provide In-Region, InterLATA Service in the State of New York"

Dear Ms. Salas:

On October 13, 1999 Sue Browning, Tamara Graves, Elizabeth Lucas, Edward Shakin and the undersigned representing Bell Atlantic met, at the Staff's request, with members of the Accounting Safeguards Division - Hugh Boyle, Anthony Dale, Alicia Dunnigan, Ron Kaufman and Peter Young; Policy and Program Planning Division - Andrea Kearney; and, Office of Engineering and Technology - Jerry Stanshine to discuss compliance with Section 272 of the Telecommunications Act of 1996.

The discussion reflected the positions that Bell Atlantic had provided in its application filed on September 29, 1999. A copy of the discussion guide used during the meeting is attached. An original and a copy of this Ex Parte are being filed in the Office of the Secretary on October 14, 1999. Please include it in the public record of the above referenced proceeding.

Respectfully submitted,


Gerald Asch

Enclosure

cc:	Mr. Boyle	w/o attachment
	Ms. Kearney	"
	Mr. Dale	"
	Ms. Dunnigan	"
	Mr. Kaufman	"
	Mr. Stanshine	"
	Mr. Young	"

No. of Copies rec'd 0+1
LIST ABOVE

Bell Atlantic's Section 272(b)(5) Compliance

October 13, 1999



Section 272(b)(5)

The separate affiliate required by this section shall conduct all transactions with the Bell operating company of which it is an affiliate on an arm's length basis with any such transactions reduced to writing and available for public inspection.



Bell Atlantic's Section 272 Affiliates

Retail Section 272 Affiliates

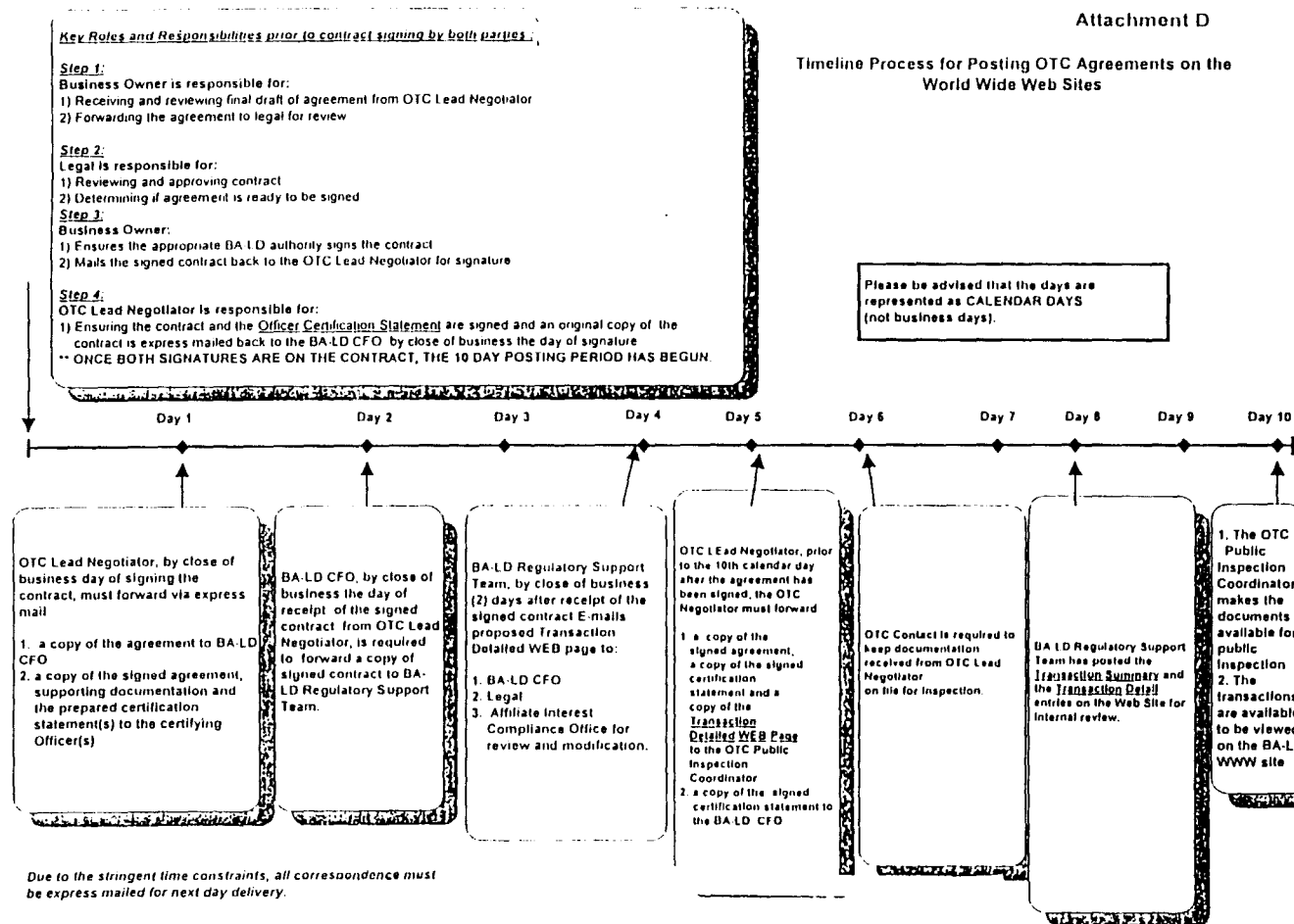
- Bell Atlantic Communications, Inc. (BACI)
- NYNEX Long Distance Company (NLD)

Network Section 272 Affiliate

- Bell Atlantic Global Networks, Inc. (GNI)



Bell Atlantic's Section 272 Affiliates' Posting Process



Declaration of Maura Breen, Attachment I (NLD) Attachment D
Declaration of Stewart Verge, Attachment F, Page 9 of 9

Accessing Bell Atlantic's Web Pages

- **Directly access 272 affiliate URLs:**

- BACI: www.callbell.com/regreqs2
- BAGNI: www.baglobal.com/RegRequirements.html
- NLD: www.callbell.com/regreqs2/index.htm

-- OR --

- **Access via Bell Atlantic Corp. Home Page:**

- Go to BA Corporate: www.bellatlantic.com
- Next, click on the tab: “About Us”
- Next, click on the link: “Regulatory Requirements”
- Next, click on the tab: “Section 272(b)(5) Requirements”
- Finally, click on the link to the particular affiliate of interest



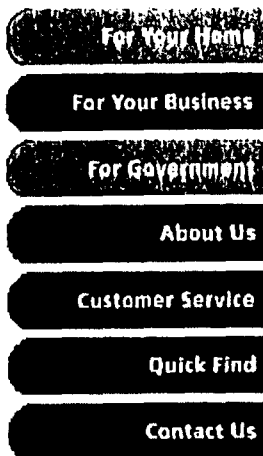
Accessing Bell Atlantic's Web Pages

- Access affiliate URLs via BA website:
 - Go to BA Corporate: www.bellatlantic.com



"Welcome."

*Let me be
your
guide*

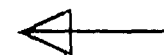
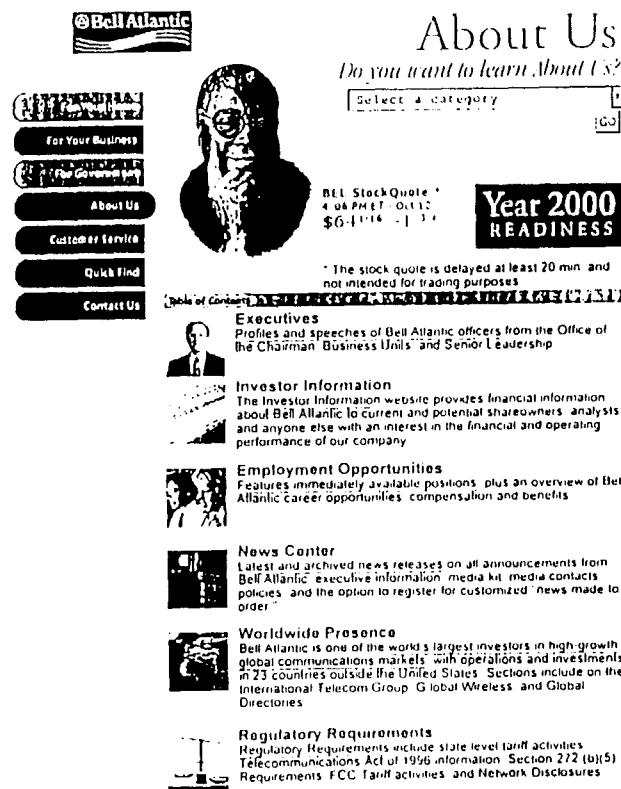


[Homepage](#) [For Your Home](#) [For Your Business](#) [For Government](#) [About Us](#) [Privacy](#)

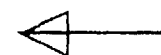
[Comments About this Site](#) | [Browser Compatibility](#) | [Linking Policy](#)

Accessing Bell Atlantic's Web Pages

- Access affiliate URLs via BA website:
 - Next, click on the tab: “About Us”



-- OR --



Accessing Bell Atlantic's Web Pages

- Access affiliate URLs via BA website:
 - Next, click on the link: “Regulatory Requirements”



Regulatory
Requirements Home

Bell Atlantic
Network Disclosures

State Level Tariffs

FCC Tariffs

Section 272 (b) (5).
Requirements

Comparably Efficient
Interconnection

Contact Us

Welcome

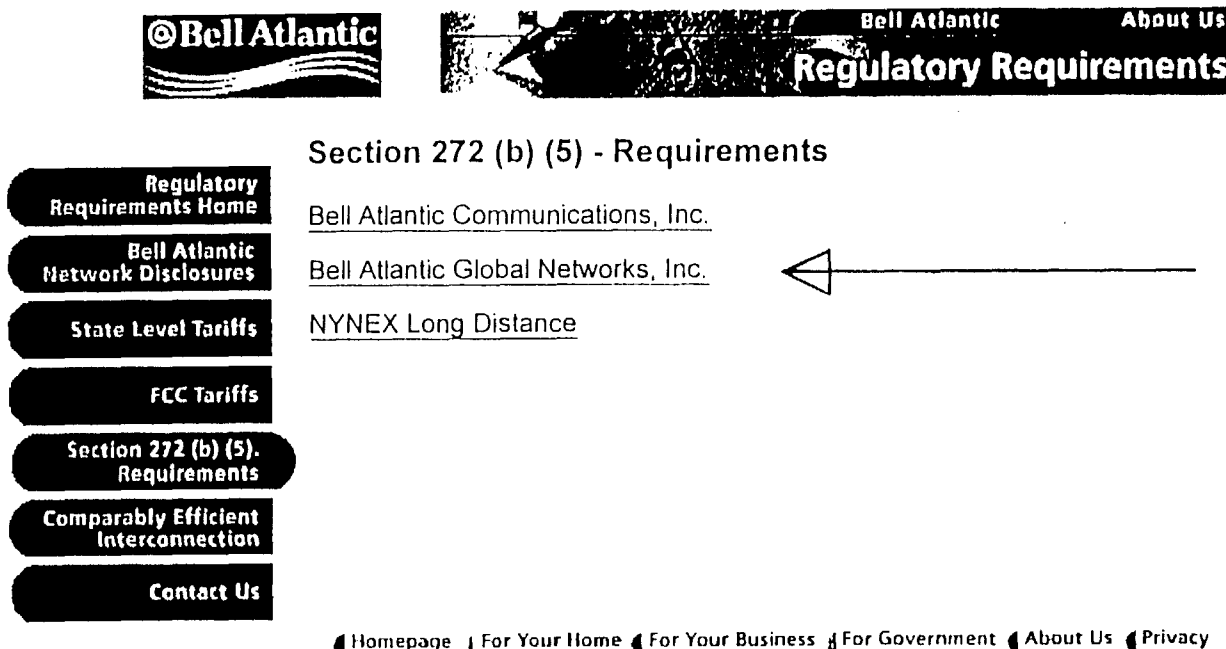
This site provides information
on the following subjects:

- ▶ Bell Atlantic Network Disclosures
- ▶ State Level Tariffs
- ▶ FCC Tariffs
- ▶ Section 272 (b)(5) Requirements
- ▶ Comparably Efficient Interconnection



Accessing Bell Atlantic's Web Pages

- Access affiliate URLs via BA website:
 - Next, click on the tab: **Section 272(b)(5) Requirements**



The screenshot displays the Bell Atlantic website interface. At the top, there is a navigation bar with the Bell Atlantic logo on the left and links for 'Bell Atlantic' and 'About Us' on the right. Below this, a large banner reads 'Regulatory Requirements'. On the left side, a vertical menu contains several buttons: 'Regulatory Requirements Home', 'Bell Atlantic Network Disclosures', 'State Level Tariffs', 'FCC Tariffs', 'Section 272 (b) (5). Requirements' (which is highlighted with a white background), 'Comparably Efficient Interconnection', and 'Contact Us'. To the right of this menu, the text 'Section 272 (b) (5) - Requirements' is displayed. Below this heading, three links are listed: 'Bell Atlantic Communications, Inc.', 'Bell Atlantic Global Networks, Inc.', and 'NYNEX Long Distance'. A large arrow points from the right towards the 'Bell Atlantic Global Networks, Inc.' link. At the bottom of the page, a horizontal navigation bar includes links for 'Homepage', 'For Your Home', 'For Your Business', 'For Government', 'About Us', and 'Privacy'. The Bell Atlantic logo is also present in the bottom right corner.

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Bell Atlantic About Us

Regulatory Requirements

Regulatory Requirements Home

Bell Atlantic Network Disclosures

State Level Tariffs

FCC Tariffs

Section 272 (b) (5). Requirements

Comparably Efficient Interconnection

Contact Us

Section 272 (b) (5) - Requirements

Bell Atlantic Communications, Inc.

Bell Atlantic Global Networks, Inc.

NYNEX Long Distance

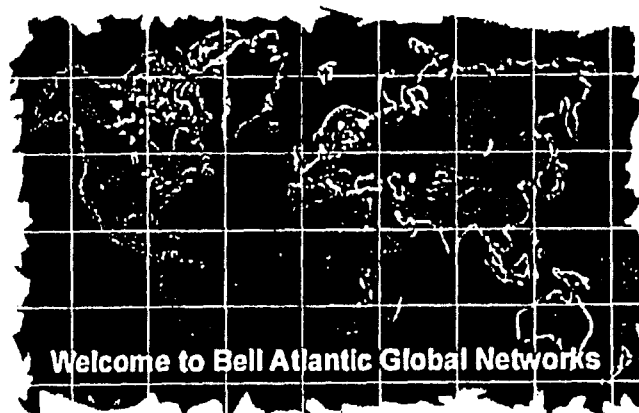
←

Homepage | For Your Home | For Your Business | For Government | About Us | Privacy

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Accessing Bell Atlantic's Web Pages

- Access affiliate URLs via BA website:
 - Finally, click on the link to the particular affiliate of interest:
 - Bell Atlantic Communications, Inc.
 - Bell Atlantic Global Networks, Inc.
 - NYNEX Long Distance Company



- Access Lead Sheet
 - Summary listing of all transactions



→



#153

**BELL ATLANTIC GLOBAL NETWORKS, INC.
SUBLEASE OF BUILDING SPACE AT 345 ELLICOTT STREET,
BUFFALO, NEW YORK**

Agreement Details:

Bell Atlantic Global Networks, Inc. ("BAGNI") sublease of building space at 345 Ellicott Street, Buffalo, New York.

Provided by:

New York Telephone Company d/b/a Bell Atlantic - New York ("BA-NY")

Provided to: BAGNI

Terms and Conditions:

Six month sublease of floor area containing 603.5 rentable square feet located on the ground floor of 345 Ellicott Street for the housing of telecommunications switching facilities and for those uses that directly support such use. BA-NY provided the following services under the sublease: (a) use of common lavatories and water for ordinary lavatory purposes (may be sub-metered at the Landlord's discretion); and (b) cleaning services for the common areas and snow removal. Also, the following Supplemental Services will be provided by BA-NY employees at this location during construction of the Tenant Improvements: (1) information on base building operations, and (2) on site orientation and initial coordination of construction services.

BAGNI will install, complete and pay for all alterations to the premises before initial occupancy of the premises.

BAGNI will pay base rent to the BA-NY in equal monthly installments in advance of the first day of each month during the term; except for the initial installment, which was paid on the execution of the Agreement.

Renewal Clause: Yes. BAGNI shall have the option of extending this sublease on a month to month basis for up to one (1) year.

Special Equipment: None

Pricing:

Annual Rent, which is based on fair market value, is \$11,164.75 (\$18.50/ square foot per year) payable in equal monthly installments. The rent is higher than the estimated fully distributed costs (FDC)*** for the leased premises.

For each succeeding Lease Year during the initial term and any extensions thereto, the rent will be adjusted annually to be the higher of (1) the fair market value of the Subleased Premises, based upon a market study of comparable space in the vicinity of the Premises, or (2) an amount based upon the current fully distributed costs.*** If the annual adjustment is more than 10% in any year, BAGNI may terminate the Agreement on the day prior to the date on which such adjustment becomes effective.

For Supplemental Services prior to Completion of Construction Services:

Estimated one time fee of \$849 **

Type of Employee	Number of BOC Employees Utilized	Pricing Criterion***	Rate	Frequency of Transaction (per service)
Team Leader, Property Management	1	FDC	\$58.23/hr	occasionally
Building Watch Engineer	1	FDC	\$47.87/hr	occasionally

** The fee is based on the time for each employee assigned to perform work. The fee will be adjusted to reflect the actual time spent performing work.

*** The rate is the higher of the estimated fair market value (EFMV) or fully distributed costs (FDC). The FDC rate is fully loaded, including the cost of materials and all direct and indirect miscellaneous and overhead costs.

Contract Period: 10/1/99 through 3/31/00

Agreement Contact:

A copy of the written agreement is available for public inspection by appointment at:

New York Telephone Company

John Clark - Manager, Regulatory Library
1095 Avenue of the Americas, 34th Floor
New York, NY 10036
Tel. 212-395-5022

#23

NEW YORK TELEPHONE COMPANY /DBA
BELL ATLANTIC NEW YORK
NYNEX ENTERPRISE SONET PRIVATE NETWORK SERVICE

Agreement Details:

Telecommunications Services - upon installation: 06/11/99

Provided By:

Bell Atlantic - New York ("BA-NY")

Provided To:

Bell Atlantic Global Networks, Inc. ("BAGNI")

Details:

NYNEX Enterprise SONET Private Network Service (NESPNS)

Terms and Conditions:Bell Atlantic will provide NYNEX Enterprise SONET Private Network Service in New York in accordance with applicable provisions of BA-NY's Tariff FCC No. 1st.

Special Equipment: None

Pricing:

Service	Pricing Criterion	Unit Pricing	Frequency of Transaction (per service):
SONET Distribution Channel - Big Ring	Tariff	*	Daily
Channel Mileage Fixed - Big Ring	Tariff	*	Daily
Channel Mileage Variable - Big Ring	Tariff	*	Daily
Premises Nodes	Tariff	*	Daily
CO Nodes	Tariff	*	Daily
DS3 Premises Ports	Tariff	*	Daily
OC-3 Premises Ports	Tariff	*	Daily

*Rate elements priced per NYNEX FCC Tariff No. 1 section 31.26.1.
Discount rate per NYNEX FCC Tariff No. 1 section 7.4.10(B)(2)(g).
Termination liabilities per NYNEX FCC Tariff No. 1 section 7.4.10(C)(1)

Effective May 4, 1999, NYNEX Tariff FCC No. 1 became BA Tariff FCC No. 11; all section specific references remain the same.

Contract Period:

06/11/99 through 06/11/04

A copy of the written agreement is available for public inspection by appointment at:

Bell Atlantic - New York

John Clark, Manager Regulatory Library
1095 Avenue of the Americas, 34th Floor
New York, NY 10036
Tel. 212-395-5022